

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 226

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO OPERATING FEES FOR MOTOR VEHICLES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-415G, IDAHO CODE, TO PROVIDE FOR A SPECIAL PERMANENT OR BUSINESS LOGO LICENSE PLATE FOR TRAILERS AND SEMITRAILERS, TO PROVIDE PROCEDURES AND TO PROVIDE FOR REMITTANCE OF FEES; AND AMENDING SECTION 49-434, IDAHO CODE, TO REVISE REGISTRATION PROVISIONS FOR A TRAILER OR SEMITRAILER AND TO PROVIDE REGISTRATION PROVISIONS FOR A TRAILER OR SEMITRAILER BASED IN ANOTHER JURISDICTION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 4, Title 49, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 49-415G, Idaho Code, and to read as follows:

49-415G. IDAHO NORTH AMERICA PLATE – SPECIAL PERMANENT OR BUSINESS LOGO. (1) Any person or business who is the owner of a trailer or semitrailer registered under the provisions of subsection (4)(a) of section 49-434, Idaho Code, may apply for and, upon department approval, may receive a special permanent or business logo license plate of the owner's company.

(2) In addition to the registration fee required in section 49-434(4)(a), Idaho Code, an applicant for a business logo plate shall pay the estimated initial programming costs, which fees shall be deposited in the state highway account. The business logo plate shall be of a color and design in accordance with the provisions of section 49-402C, Idaho Code, and acceptable to the owner or business and shall be approved by the department and utilize a numbering system as determined by the department.

(3) Whenever title or interest in a trailer or semitrailer registered under the provisions of this section is transferred or reassigned, the plates issued pursuant to subsection (4)(a) of section 49-434, Idaho Code, are nontransferable and the registration fee is nonrefundable.

(4) The north America permanent trailer plate program shall be subject to the provisions of section 49-402C, Idaho Code.

(5) Any specific business logo plate program created under this section shall be discontinued if no plates are issued under the program for two (2) consecutive years after the year of implementation.

(6) Sample special permanent or business logo license plates may be purchased for a fee of thirty dollars (\$30.00), which shall be placed in the state highway account.

SECTION 2. That Section 49-434, Idaho Code, be, and the same is hereby amended to read as follows:

49-434. OPERATING FEES. (1) There shall be paid on all commercial vehicles, noncommercial vehicles, and on all farm vehicles having a maximum gross weight not in excess of sixty thousand (60,000) pounds, an annual registration fee in accordance with the following schedule.

Unladen Weight for Wreckers Maximum Gross Weight For Other Vehicles (Pounds)	Annual Registration Fee	
	Noncommercial and Farm Vehicles	Commercial Vehicles and Wreckers
8,001-16,000 inc.....	\$ 48.00	\$ 48.00
16,001-26,000 inc.....	61.08	143.40
26,001-30,000 inc.....	91.68	223.80
30,001-40,000 inc.....	130.08	291.60
40,001-50,000 inc.....	188.28	360.00
50,001-60,000 inc.....	311.88	515.40

(2) There shall be paid on all commercial vehicles, irrespective of body type, and on all farm vehicles having a maximum gross weight in excess of sixty thousand (60,000) pounds, an annual registration fee in the amount prescribed by subsection (8) of this section, as applicable.

(3) In addition, the annual registration fee for trailers shall be:

(a) Trailer or semitrailer in a combination of vehicles \$15.00

(b) Rental utility trailer with a gross weight of two thousand (2,000) pounds or less \$8.00

(c) Rental utility trailer with a gross weight over two thousand (2,000) pounds \$15.00

(4) As an option to the trailer and semitrailer and rental utility trailer annual registrations issued pursuant to subsection (3) of this section, the department may provide a nonexpiring plate and registration for trailers and semitrailers, and an optional, extended registration for rental utility trailers.

(a) For trailers and semitrailers, the nonexpiring registration fee shall be one hundred five dollars (\$105). The license plate ~~originally issued~~ shall remain on the trailer or semitrailer until the registration is canceled or revoked. ~~If the registrant does not transfer the plate and registration to another trailer or semitrailer titled to the registrant, the plate and registration shall be canceled and a~~ No part of the fee is subject to refund. ~~Provided~~ However, the registrant may transfer the nonexpiring plate and registration to another trailer or semitrailer titled to the registrant if the original registration date is prior to July 1, 2009. The registration document shall be the official record of the status of the nonexpiring registration and no registration fee shall be required after the initial registration is paid. No pressure sensitive validation sticker shall be required or issued for such nonexpiring license plate.

(i) Registration of a trailer or semitrailer based in another jurisdiction may be issued when the registrant provides a valid jurisdiction title or ownership document and certification statement, and no title transfer will be required.

(ii) Periodic verification will be made to confirm ownership status. Failure of the owner to comply with the verification request to confirm ownership within thirty (30) days, shall result in cancellation of the permanent plate registration.

(b) For rental utility trailers, the registrant may prepay the annual registration for an additional one (1), two (2), three (3) or four (4) years, but in no event shall the

1 optional registration period extend beyond five (5) years. The fee shall be as specified
2 in subsection (3)(b) or (c) of this section. A pressure-sensitive sticker shall be used to
3 validate the license plate. The license plate shall become void if the owner's interest in
4 the rental utility trailer changes during the five (5) year period. If the owner fails to enter
5 the rental utility trailer on the annual renewal application during the five (5) year period,
6 the registration record shall be purged. Any unexpired plate shall be returned to the
7 department if it is not entered on the renewal application.

8 (5) A fleet registration option is available to owners who have twenty-five (25) or more
9 commercial or farm vehicles or any combination thereof. Such owners may register all of
10 their company vehicles with the department in lieu of registering with a county assessor. To
11 qualify the fleet must be owned and operated under the unified control of one (1) person
12 and the vehicles must be physically garaged and maintained in two (2) or more counties.
13 Fleet registration shall not include fleets of rental vehicles. The department shall provide
14 a registration application to the owner and the owner shall provide all information that the
15 department determines is necessary. The department shall devise a special license plate
16 numbering system for fleet-registered vehicles as an alternative to county license plates. The
17 fleet registration application and all subsequent registration renewals shall include the physical
18 address where a vehicle is principally used, garaged and maintained. The fleet owner shall
19 report the physical address to the department upon initial registration, on each renewal, and at
20 any time a vehicle registered under this option is permanently transferred to another location.

21 (6) If the ownership of a vehicle changes during the registration period, the original
22 owner may transfer the plate to another vehicle. The remaining fee shall be credited against the
23 cost of the new registration. Refunds may be given for any unexpired portion of the vehicle
24 registration fee if the plate is not transferred by the owner to another vehicle. Any request for
25 refund shall include surrender of the license plate, validation sticker and registration document.
26 Owners of vehicles registered under the international registration plan may request a refund
27 of the unexpired portion of the Idaho vehicle registration fee by presenting evidence from the
28 base jurisdiction that the license plate, validation sticker and registration document have been
29 surrendered. A license plate shall not be transferred to another owner when the ownership of a
30 vehicle changes. The owner shall obtain a replacement plate, validation sticker if required, and
31 a registration document when a plate is lost, destroyed or becomes illegible.

32 (7) An administrative fee of four dollars (\$4.00) shall be paid and deposited to the state
33 highway account on all registrations completed by the department under subsection (1) or (8)(a)
34 of this section. Vehicles registered under subsection (8)(b) of this section shall pay the fee
35 provided in section 49-435(2), Idaho Code.

36 (8) There shall be paid on all commercial and farm vehicles having a maximum gross
37 weight in excess of sixty thousand (60,000) pounds, a registration fee based upon the maximum
38 gross weight of a vehicle as declared by the owner and the total number of miles driven
39 on roads and highways in the state, county, city and highway district systems in Idaho, and
40 if registered under the international registration plan (IRP), in all other jurisdictions. The
41 appropriate registration fee shall be determined as follows:

42 (a) If the owner registers vehicles under the international registration plan (IRP), the
43 appropriate mileage column shall be determined by the total miles an owner operated a
44 fleet of vehicles on roads and highways in the state, county, city and highway district
45 systems in Idaho and in all other jurisdictions in the preceding year, as defined in section
46 49-117, Idaho Code, and by the maximum gross weight of each vehicle within a fleet.

(b) If the owner registers vehicles under the international registration plan and determines that the average international registration plan fleet miles, calculated by dividing the total IRP fleet miles in all jurisdictions by the number of registered vehicles, is less than fifty thousand one (50,001) miles, the owner may apply to the department for refund of a portion of the registration fees paid, consistent with the fee schedules set forth in this section. The department shall provide an application for the refund. An owner making application for refund under this section shall be subject to auditing as provided in section 49-439, Idaho Code.

(c) If the owner is not registering vehicles under the international registration plan, the appropriate mileage column shall be determined by the total miles the owner operated each of the vehicles to be registered on roads and highways in the state, county, city and highway district systems in Idaho in the preceding year and by the maximum gross weight of each vehicle.

Maximum Gross

Weight of Vehicle

(Pounds)

Total Miles Driven

	1 to 7,500	7,501 to 20,000	20,001 to 35,000	35,001 to 50,000	Over 50,000
60,001-62,000	\$223	\$ 511	\$ 789	\$1,068	\$1,560
62,001-64,000	\$251	\$ 576	\$ 890	\$1,205	\$1,760
64,001-66,000	\$280	\$ 642	\$ 992	\$1,342	\$1,960
66,001-68,000	\$309	\$ 707	\$1,093	\$1,479	\$2,160
68,001-70,000	\$337	\$ 773	\$1,194	\$1,615	\$2,360
70,001-72,000	\$366	\$ 838	\$1,295	\$1,752	\$2,560
72,001-74,000	\$394	\$ 904	\$1,396	\$1,889	\$2,760
74,001-76,000	\$423	\$ 969	\$1,498	\$2,026	\$2,960
76,001-78,000	\$451	\$1,035	\$1,599	\$2,163	\$3,160
78,001-80,000	\$480	\$1,100	\$1,700	\$2,300	\$3,360
80,001-82,000	\$494	\$1,133	\$1,751	\$2,368	\$3,460
82,001-84,000	\$509	\$1,165	\$1,801	\$2,437	\$3,560
84,001-86,000	\$523	\$1,198	\$1,852	\$2,505	\$3,660
86,001-88,000	\$537	\$1,231	\$1,902	\$2,574	\$3,760
88,001-90,000	\$551	\$1,264	\$1,953	\$2,642	\$3,860
90,001-92,000	\$566	\$1,296	\$2,004	\$2,711	\$3,960
92,001-94,000	\$580	\$1,329	\$2,054	\$2,779	\$4,060
94,001-96,000	\$594	\$1,362	\$2,105	\$2,848	\$4,160
96,001-98,000	\$609	\$1,395	\$2,155	\$2,916	\$4,260
98,001-100,000	\$623	\$1,427	\$2,206	\$2,985	\$4,360
100,001-102,000	\$637	\$1,460	\$2,257	\$3,053	\$4,460
102,001-104,000	\$651	\$1,493	\$2,307	\$3,121	\$4,560
104,001-106,000	\$666	\$1,526	\$2,358	\$3,190	\$4,660
106,001-108,000	\$680	\$1,558	\$2,408	\$3,258	\$4,760

Maximum Gross Weight of Vehicle (Pounds)	Total Miles Driven				
108,001-110,000	\$694	\$1,591	\$2,459	\$3,327	\$4,860
110,001-112,000	\$709	\$1,624	\$2,510	\$3,395	\$4,960
112,001-114,000	\$723	\$1,657	\$2,560	\$3,464	\$5,060
114,001-116,000	\$737	\$1,689	\$2,611	\$3,532	\$5,160
116,001-118,000	\$751	\$1,722	\$2,661	\$3,601	\$5,260
118,001-120,000	\$766	\$1,755	\$2,712	\$3,669	\$5,360
120,001-122,000	\$780	\$1,788	\$2,763	\$3,738	\$5,460
122,001-124,000	\$794	\$1,820	\$2,813	\$3,806	\$5,560
124,001-126,000	\$809	\$1,853	\$2,864	\$3,874	\$5,660
126,001-128,000	\$823	\$1,886	\$2,914	\$3,943	\$5,760
128,001-129,000	\$837	\$1,918	\$2,965	\$4,011	\$5,860

(d) In addition to the fees set forth in paragraphs (a) and (c) of this subsection (8), an owner or operator may purchase a temporary permit as provided in section 49-432(2), Idaho Code, for operation of a vehicle at a weight in excess of the current, valid, registered maximum gross vehicle weight. The permit so issued shall be specific to the motor vehicle to which it is issued. No permit or fee shall be transferable or apportionable to any other vehicle, nor shall any such fee be refundable.

(e) Any commercial or farm vehicle registered for more than sixty thousand (60,000) pounds up to one hundred six thousand (106,000) pounds traveling fewer than two thousand five hundred (2,500) miles annually on roads and highways in the state, county, city and highway district systems in Idaho shall pay an annual registration fee of two hundred fifty-five dollars (\$255). The provisions of section 49-437(2), Idaho Code, shall not apply to vehicles registered under this subsection (8)(e).

(9) (a) During the first registration year that the fee schedule in subsection (8)(c) of this section is in use, an owner shall use the mileage data from the records used to report the mileage use fee in the immediately preceding year as the basis for determining the appropriate registration fee schedule.

(b) Any owner who registers a motor vehicle for the first time and who has no mileage history for the vehicle shall estimate the miles to determine the appropriate fee schedule in subsection (8)(c) of this section. When estimating the miles, the owner shall provide a statement on the application of the method used to arrive at the estimated miles.

(c) Any owner using any fee schedule other than the highest fee schedule under subsection (8)(c) of this section, shall certify at the time of registration that the miles operated in the preceding year do not exceed the schedule applied for. Any owner using a fee schedule under subsection (8)(c) of this section that is less than the highest schedule shall maintain records to substantiate the use of the schedule as required by section 49-439, Idaho Code.

(10) An owner registering under subsection (8)(a) or (8)(c) of this section may elect to pay the full annual registration fee at the time of registration or renewal of registration, or an owner may pay at least one-quarter (1/4) of the annual registration fee due. The remainder of

1 the annual Idaho registration fee shall be paid in three (3) equal installments on dates as billed
2 by the department.

3 (11) An owner registering or renewing a registration under subsection (8) (a) of this
4 section electing to use installment payments as provided in subsection (10) of this section,
5 shall pay all of the fees due to other IRP jurisdictions in addition to one-quarter (1/4) of
6 the Idaho fee due at the time of registration or reregistration. The remainder of the annual
7 Idaho registration fee shall be paid in three (3) equal installments on dates as billed by the
8 department.

9 (12) If any vehicle or combinations of vehicles haul nonreducible loads, as authorized
10 under the provisions of section 49-1004, Idaho Code, and weigh less than the starting weights
11 per axle configuration listed in column 1 of subsection (2), section 49-1004, Idaho Code, then
12 and in that event there shall be paid for that vehicle, in addition to the other fees required in
13 this section, an additional use fee of 2.1 mills per mile for each two thousand (2,000) pounds or
14 fraction thereof of the maximum gross weight in excess of those set forth in section 49-1001,
15 Idaho Code.